

HOUSE STANDING COMMITTEE ON EDUCATION

Tuesday, March 20, 2007

10:30 a.m.

519 House Office Building

Representative Melton, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer.

Representative Dean moved to approve the minutes of the March 13, 2007 meeting.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid HR 40 before the committee.

HR 40 Clack A resolution to memorialize the Congress of the United States to invest in Head Start and quality child care.

Representative Clack testified in support of HR 40.

Richard Lower, representing the Michigan Head Start Association, testified in support of HR 40.*

Kathy Pelleran, representing Fight Crime: Invest in Kids, testified in support of HR 40.*

Sharon Peters, representing Michigan's Children, testified in support of HR 40.

Keith Myers, representing the Michigan Association for the Education of Young Children, submitted a card in support of HR 40, but did not wish to speak.

Cynthia Paul, representing the Service Employees International Union, submitted a card in support of HR 40, but did not wish to speak.

Representative Angerer moved to report out HR 40 with recommendation.

The motion prevailed by a vote of 23-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

HR 40 reported out with recommendation.

The Chair laid HB 4091 and HB 4162 before the committee.

HB 4091 Vagnozzi Education; discipline; policy prohibiting bullying at school; require all school districts to establish.

HB 4162 Byrnes Education; discipline; policy prohibiting harassment and bullying at school; require.

The committee adopted (H-1) substitutes to HB 4091 and HB 4162 on March 13, 2007.

Representative Corriveau moved to adopt substitute (H-2) to HB 4162.

The motion prevailed by a vote of 23-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott, Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: None,

Pass: None.

Representative Hoogendyk moved to adopt the following amendments to HB 4162 (H-2):

1. Amend page 2, line 19, after **“FORM”** by inserting **“REGARDLESS OF MOTIVATION”**.
2. Amend page 2, line 27, by striking out all of subparagraph (iii).

The motion did not prevail by a vote of 9-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Pearce moved to adopt the following amendment to HB 4162 (H-2):

1. Amend page 3, line 1, after **“AS”** by striking out the balance of the line through **“IMPAIRMENT,”** on line 4 and inserting **“RELIGION, RACE, COLOR, OR NATIONAL ORIGIN, AS LISTED IN SECTION 2 OF ARTICLE I OF THE STATE CONSTITUTION OF 1963, A CHARACTERISTIC RECOGNIZED UNDER THE EQUAL PROTECTION CLAUSE OF SECTION 1 OF AMENDMENT XIV OF THE CONSTITUTION OF THE UNITED STATES,”**.

The motion did not prevail by a vote of 9-13-1.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller and Polidori,

Pass: Representative Scott.

Representative Moolenaar moved to adopt the following amendment to HB 4162 (H-2):

1. Amend page 2, line 27, by striking out all of subparagraph **(iii)** and inserting:
“(iii) IS BASED ON ANY DISTINGUISHING CHARACTERISTIC OR IS BASED ON ASSOCIATION WITH ANOTHER PERSON.”.

The motion did not prevail by a vote of 9-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

The following people submitted cards in support of HB 4162, but did not wish to speak:

Louise Somalski, representing the American Federation of Teachers,
Jill McDonald, representing White Lake Middle School,
Bob Behnke, representing White Lake High School,
Don Olendorf, representing Michigan Small and Rural Schools,
Don Wotruba, representing the Michigan Association of School Boards,
Jim Ballard, representing the Michigan Association of Secondary School Principals,
Brad Biladeau, representing the Michigan Association of School Administrators,
Kate McAuliffe, representing Washtenaw Intermediate School District,
Cheryl Bollinger, representing Pride at Work, Michigan Chapter of AFL-CIO,
Shelli Weisberg, representing the American Civil Liberties Union of Michigan,
Richard Lower, representing the Michigan Head Start Association.

Representative Opsommer moved to adopt the following amendment to HB 4162 (H-2):

1. Amend page 2, following line 1, by inserting:
“(2) THE POLICY UNDER SUBSECTION (1) SHALL INCLUDE PROVISIONS TO ENSURE THAT ALL SCHOOL PERSONNEL WHO DEAL WITH PUPILS RECEIVE TRAINING ON THE POLICY AT LEAST ANNUALLY.” and renumbering the remaining subsections.

The motion did not prevail by a vote of 9-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Pearce, Hildenbrand,

Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Brown moved to report out HB 4162 as substitute (H-2) with recommendation.

The motion prevailed by a vote of 14-7-2.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Nays: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Hildenbrand, Knollenberg and Opsommer,

Pass: Representatives Pearce and Schuitmaker.

HB 4162 (H-2) reported out with recommendation.

Representative Hoogendyk moved to adopt the following amendments to HB 4091 (H-1):

1. Amend page 1, line 8, after “**ACADEMY**” by inserting “**TO INFORM PARENTS OF THIS MODEL POLICY,**”.

2. Amend page 1, line 9, after “**1310B**” by inserting a comma.

3. Amend page 1, line 10, after “**AGENCIES**” by inserting “**AND PARENTS**”.

The motion did not prevail by a vote of 8-14-0.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Moolenaar, Emmons, Hoogendyk, Steil, Hildenbrand, Schuitmaker, Knollenberg and Opsommer,

Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau, Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,

Pass: None.

Representative Opsommer moved to adopt the following amendments to HB 4091 (H-1):

1. Amend page 1, line 1 after “**1310C.**” by inserting “**(1)**”.

2. Amend page 1, following line 11, by inserting:

“(2) BEGINNING 6 MONTHS AFTER THE EFFECTIVE DATE OF THIS SECTION, THE DEPARTMENT SHALL REQUIRE TEACHER PREPARATION PROGRAMS TO INCLUDE INSTRUCTION ON CLASSROOM MANAGEMENT, HOW TO IDENTIFY BULLYING OR HARASSMENT, AND APPROPRIATE STRATEGIES AND METHODS TO ADDRESS BULLYING OR HARASSMENT. BEGINNING 1 YEAR AFTER THE EFFECTIVE DATE OF THIS SECTION, THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL NOT ISSUE AN INITIAL TEACHING CERTIFICATE TO A

PERSON UNLESS THE PERSON PRESENTS EVIDENCE SATISFACTORY TO THE DEPARTMENT THAT THE PERSON HAS RECEIVED THIS INSTRUCTION.”.

The motion did not prevail by a vote of 4-14-4.

UNFAVORABLE ROLL CALL:

Yeas: Representatives Steil, Hildenbrand, Knollenberg and Opsommer,
Nays: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau,
Dean, Hopgood, Lindberg, Meisner, Miller, Polidori and Scott,
Pass: Representatives Moolenaar, Emmons, Hoogendyk and Schuitmaker.

Representative Dean moved to report out HB 4091 as substitute (H-1) with recommendation.

The motion prevailed by a vote of 15-6-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Melton, Valentine, Angerer, Brown, Byrum, Clack, Corriveau,
Dean, Hopgood, Lindberg, Meisner, Miller, Polidori, Scott and Steil,
Nays: Representatives Moolenaar, Emmons, Hoogendyk, Hildenbrand, Knollenberg and
Opsommer,
Pass: Representative Schuitmaker.

HB 4091 (H-1) reported out with recommendation.

With no further business to come before the committee, the Chair adjourned the meeting, the time being 11:37 a.m.

Representative Tim Melton, Chair

Ben Cook
Committee Clerk
March 20, 2007
1 hour 7 minutes

Date Approved and Signed

* indicates written materials attached to report out file.